

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT
for the
Eastern District of New York

LIRR
LAW DEPARTMENT
2012 OCT -4 A 9:10

JOSEPH BUOMPASTORE)

Plaintiff)

v.)

LONG ISLAND RAIL ROAD COMPANY,)

Defendant)

Civil Action No.

CV 12 4919

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) LONG ISLAND RAIL ROAD COMPANY
JAMAICA STATION
JAMAICA, NY 11435

FEUERSTEIN, J
LINDSAY, M

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

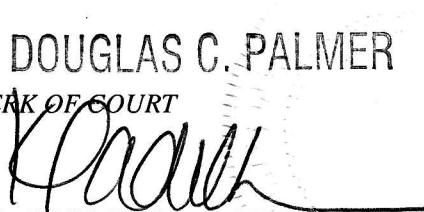
MICHAEL D. FLYNN
ATTORNEY AT LAW
5 PENN PLAZA, 23RD FL
NEW YORK, NY 10001

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: _____

OCT 03 2012

DOUGLAS C. PALMER
CLERK OF COURT


Signature of Clerk or Deputy Clerk

Civil Action No. _____

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for (name of individual and title, if any) _____
was received by me on (date) _____.

I personally served the summons on the individual at (place) LIRR, LAW DEPARTMENT
LIRR, Setpkin Blvd, Queens NY on (date) October 4, 2012.

I left the summons at the individual's residence or usual place of abode with (name) _____
, a person of suitable age and discretion who resides there,
on (date) _____, and mailed a copy to the individual's last known address; or

I served the summons on (name of individual) _____, who is
designated by law to accept service of process on behalf of (name of organization) _____
on (date) _____; or

I returned the summons unexecuted because _____; or

Other (specify): _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: October 4, 2012

Danielle N. Isaac
Server's signature

Danielle N. Isaac, Clerk
Printed name and title

5 Penn Plaza, 23rd fl, NY NY 10001
Server's address

Additional information regarding attempted service, etc: